

United States District Court

NORTHERN

DISTRICT OF

CALIFORNIA

UNITED STATES OF AMERICA

V.

E-FILING

CRIMINAL COMPLAINT

ORTIZ-MEDINA, Silvestre  
aka: Francisco Ramirez Ortega  
Francisco Ortega

07 70390

CASE NUMBER:

PVT

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On a date unknown but no later than, June 19, 2007, in Monterey County in the Northern District of California defendant(s)

Unlawfully re-entered and was found in the United States after deportation, without the permission of the Attorney General

in violation of Title 8 United States Code, Section(s) 1326  
I further state that I am a(n) Deportation Officer and that this complaint is based on the following  
facts:

SEE ATTACHED AFFIDAVIT

PENALTIES: \$250,000.00 fine, twenty years imprisonment and \$100.00 special assessment fee and a Term of Supervised Release up to three years.

Requested bail: Issue no bail warrant.

APPROVED AS TO FORM:

ASSISTANT UNITED STATES ATTORNEY

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Signature of Complainant

Sworn to before me and subscribed in my presence,

6/29/07

Date

at

San Jose, California

City and State

Patricia V. Trumbull  
UNITED STATES MAGISTRATE JUDGE  
Name & Title of Judicial Officer

Signature of Judicial Officer

RE: ORTIZ-MEDINA, Silvestre

A 026 347 110

I, Darin L. Masterton, am a Deportation Officer of the United States Department of Homeland Security, Immigration and Customs Enforcement (ICE). I have been employed by this agency, and the former Immigration and Naturalization Service (INS), since September 15, 1996. I am currently assigned to the Criminal Alien Program (CAP) at the San Jose, California Sub-Office. In such capacity, I have reviewed the official immigration "A-File" relating to the above named defendant, which attests to the following:

- (1) DEFENDANT: ORTIZ-MEDINA, Silvestre, is a 57-year-old male, citizen and native of Mexico, born on December 30, 1949, in Michoacan, Mexico, substantiated by official A-File records, and initial statements given by the DEFENDANT on June 19, 2007, to ICE Immigration Enforcement Agent Joshua Arambulo;
- (2) The DEFENDANT has been assigned Alien Registration number of A026 347 110, FBI number of 399671V4, and California Criminal Information Index number of A06591210;
- (3) The DEFENDANT is also know by the following alias ("AKAs") names:  
  
**Francisco Ramirez Ortega**  
**Francisco Ortega**
- (4) On June 10, 1982, the DEFENDANT was convicted in the Superior Court of California, for the offense of TRANSPORT/SELL A CONTROLLED SUBSTANCE, to wit: HEROIN, a felony, in violation of California Health and Safety Code Section 11352, and was sentenced to four years in state prison;
- (5) On October 5, 1994, INS arrested and deported the DEFENDANT from the United States to Mexico;
- (6) On November 5, 1996, the DEFENDANT was convicted in the United States District Court, for the offense of Illegal Reentry after Deportation, in violation of Title 18, United States Code, Section 1326, and received eighteen months in prison;
- (7) On December 12, 1997, INS arrested and deported the DEFENDANT from the United States to Mexico;
- (8) On August 3, 2004, ICE arrested and deported the DEFENDANT from the United States to Mexico;
- (9) On June 19, 2007, the DEFENDANT was encountered by ICE Immigration Enforcement Agent (IEA) Joshua Arambulo at Monterey County Jail, Salinas, California, and determined to be unlawfully present in the United States after a prior deportation. The DEFENDANT declined to render a sworn statement beyond IEA Arambulo's initial questioning;

